

## SENATE BILL No. 393

---

### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 16-18-2-1.2; IC 16-21-1-7.

**Synopsis:** Abortion facilities. Defines "abortion clinic" as a facility that performs surgical abortions, drug induced abortions, or abortions by another method. Specifies that the hospital council shall propose, and the executive board of the state department of health may adopt, rules concerning the operation and management of abortion clinics.

**Effective:** July 1, 2005.

---

---

**Kruse, Young R Michael, Drozda**

---

---

January 11, 2005, read first time and referred to Committee on Health and Provider Services.

---

---

C  
o  
p  
y



First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## SENATE BILL No. 393

A BILL FOR AN ACT to amend the Indiana Code concerning health.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 16-18-2-1.2 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2005]: **Sec. 1.2. (a) "Abortion clinic" means a public or private**  
4 **facility that performs surgical abortions, drug induced abortions,**  
5 **or abortions by another method.**

6 **(b) The term does not include:**

7 **(1) a hospital; or**

8 **(2) an ambulatory outpatient surgical center;**

9 **that is licensed under IC 16-21.**

10 SECTION 2. IC 16-21-1-7 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 7. (a)** Except as  
12 provided in subsection (b), the council shall propose and the executive  
13 board may adopt rules under IC 4-22-2 necessary to protect the health,  
14 safety, rights, and welfare of patients, including the following:

15 (1) Rules pertaining to the operation and management of  
16 hospitals, **abortion clinics**, and ambulatory outpatient surgical  
17 centers.



C  
o  
p  
y

1 (2) Rules establishing standards for equipment, facilities, and  
2 staffing required for efficient and quality care of patients.  
3 (b) The state department may request the council to propose a new  
4 rule or an amendment to an existing rule necessary to protect the  
5 health, safety, rights, and welfare of patients. If the council does not  
6 propose a rule within ninety (90) days of the department's request, the  
7 department may propose its own rule.  
8 (c) The state department shall consider the rules proposed by the  
9 council and may adopt, modify, remand, or reject specific rules or parts  
10 of rules proposed by the council.

**C  
o  
p  
y**

